

Appendix E Notice of Exemption

To: _____Office of Planning and Research
1400 Tenth Street, Room 121
Sacramento, CA 95814

From: Bay Area Air Quality Management District
939 Ellis Street
San Francisco, CA 94109

_____Marin County Clerk
P.O. Box E
San Rafael, CA 94913

ALAMEDA COUNTY

Roberta Cooper
Scott Haggerty
(Chairperson)
Nate Miley
Shelia Young

CONTRA COSTA COUNTY

Mark DeSaulnier
Mark Ross
Gayle Uilkema
(Secretary)

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SAN MATEO COUNTY

Jerry Hill
Marland Townsend
(Vice-Chairperson)

SANTA CLARA COUNTY

Liz Kniss
Julia Miller
Dena Mossar
(Vacant)

SOLANO COUNTY

John F. Silva

SONOMA COUNTY

Tim Smith
Pamela Torliatt

William C. Norton
EXECUTIVE OFFICER/APCO

Project Title: Keaton's Mortuary Permit Application Number 6416

Project Location - Specific: 1022 E Street

Project Location – City: San Rafael

Project Location – County: Marin

Description of Nature, Purpose and Beneficiaries of Project: This permit application is to obtain an Authority to Construct and Permit to Operate for a proposed crematory retort for human remains at their facility in San Rafael, California.

Name of Public Agency Approving Project: Bay Area Air Quality Management District

Name of Person or Agency Carrying Out Project: N/A

Exempt Status (check one)

- ☐ Ministerial (Sec. 15073)
- ☐ Declared Emergency (Sec. 15071(a))
- ☐ Emergency Project (Sec. 15071 (b) and (c))
- ☐ Categorical Exemption: Regulation 2, Rule 1, Section 312.10: Application to deposit emission reductions in the emissions bank
- ☐ Other. (Sec. 15061(b)(3))

Reasons why project is exempt: Per Section 2-1-311 of the District's rules and regulations, a permit application for a proposed new or modified source will be classified as ministerial and will accordingly be exempt from the CEQA requirement of Section 2-1-310 if the District's engineering evaluation and basis for approval of the permit application for the project is limited to the criteria set forth in Section 2-1-428 and to the procedures, fixed standards and objective measurements set forth in the District's Permit Handbook and BACT/TBACT Workbook. The method for determining whether a given permit application will be classified as ministerial is set forth in Section 2-1-427.

Per Section 2-1-427, if the District determines that its evaluation of this permit application is covered by the specific procedures, fixed standards and objective measurements set forth in the District's Permit Handbook and BACT/TBACT Workbook, the District's evaluation of the permit application is classified as ministerial and the engineering evaluation of the permit application by the District will be limited to the use of said specific procedures, fixed standards and objective measurements. For such projects, the District will merely apply the law to the facts as presented in the permit application, and the District's decision regarding whether to issue the permit will be based only on the criteria set forth in Section 2-1-428 and in the District's Permit Handbook and BACT/TBACT Workbook.

For this permit application, the District determined that its evaluation of this permit application is covered by the specific procedures, fixed standards and objective measurements set forth in the District's Permit Handbook chapter 11.5 and BACT/TBACT Workbook. Since the District classified this permit application as ministerial pursuant to Section 2-1-427, and as a result of its evaluation of

the permit application, the District determined that all of the criteria for approval of ministerial permit applications pursuant to Section 2-1-428 were met, the issuance by the District of an Authority to Construct for the proposed crematory retort is a mandatory ministerial duty and is accordingly exempt from the CEQA requirement of Section 2-1-310.

Public Agency Contact Person: Barry Young

Telephone Number: (415) 749-4721

If filed by applicant

1. Attach certified document of exemption finding.
2. Has a Notice of Exemption been filed by the public agency approving the project?
☐ Yes ☐ No

		<u>Manager, Permit Evaluation</u>
<i>Signature</i>	<i>Date</i>	<i>Title</i>
<input type="checkbox"/> Signed by Lead Agency	<input type="checkbox"/> Signed by Applicant	Date received for filing at OPR: _____

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